

STATE BOARD OF MIDWIFERY
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 1/24/2018

BOARD MEMBERS PRESENT: Barbara N Rawlings - Chair
Paula Wiens
Valerie J Hall
Clarence W Blea MD
Amy B Redman

BUREAU STAFF: Tana Cory, Bureau Chief
Julie Eavenson, Admin. Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Eric Nelson, Board Prosecutor
Cesley Metcalfe, Technical Records Specialist I
Mary Miles, Technical Records Specialist II

The meeting was called to order at 9:00 AM MST by Barbara N Rawlings.

INTRODUCTIONS

Ms. Cory introduced Julie Eavenson to the Board members.

APPROVAL OF MINUTES

Dr. Blea made a motion to approve the minutes of 10/25/2017. It was seconded by Ms. Wiens. Motion carried.

Dr. Blea made a motion to approve the minutes of 11/30/2017. It was seconded by Ms. Redman. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. The deadlines to submit proposed law and rule changes to the Governor's Office have passed for the 2018 Legislative Session. The deadline to submit proposed law changes to the Governor's Office is mid-July 2018 and the deadline to submit proposed rule changes to the Governor's Office is mid-August 2018 for the 2019 Legislative Session.

FINANCIAL REPORT

Ms. Cory gave the financial report, which indicated that the Board had a cash balance of (\$35,284.36) as of 12/31/2017. A discussion was held regarding investigative procedures and costs.

DISCIPLINE

Mr. Nelson presented a Stipulation and Consent Order in case MID-2017-2. Dr. Blea made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Redman. Motion carried.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Dr. Blea made a motion to approve the Bureau's recommendation and authorize closure in case I-MID-2016-14. It was seconded by Ms. Redman. Motion carried.

LEGISLATIVE INTERIM COMMITTEE UPDATE

Mr. Ellsworth stated that the Idaho Legislature has an Interim Committee that has been studying the use of Hearing Officers and is also looking at the Idaho Administrative Procedures Act. Draft legislation was presented at the Interim Committee's last meeting that would make substantial changes to Idaho Administrative Procedures Act and the way contested cases are handled. The Bureau submitted a letter to the Committee seeking clarification concerning some of the proposed changes prior to the Committee's meeting on October 2, 2017. As the Bureau receives additional information, it will be provided to the Board.

TO DO LIST

The Board reviewed the To Do List and no action was taken.

REPORT ON NUMBER OF COMPLAINTS PER REGION

Ms. Peel presented to the Board members a report on the number of complaints the Board receives per region.

POSSIBLE LAW OR RULE CHANGES

Ms. Redman made a motion for Ms. Wiens to work with Joan Callahan to draft language for possible rule changes regarding gross negligence, Epi-pens, and methergine for the 2019 Legislative Session. It was seconded by Ms. Wiens. Motion carried.

The draft will be presented to the Board prior to July 2018 for review.

2016 BIRTH STATISTICS REPORT

The Board reviewed the 2016 birth statistics report based on information reported with licensure renewals and determined that definitions are needed in order to obtain correct information. Ms. Redman will draft a definition page with Ms. Rawlings assistance for the Board to review at its next meeting.

EXECUTIVE ORDER

Ms. Eavenson outlined the Board's role in responding to the Lt. Governor's Executive Order. There is a template that will be used to complete each Board's response, and the template contains six sections:

- A. Index of Statute, Rule, and Policy Requirements for Licensure and Renewal
- B. Applications and Renewals Denied – 2017
- C. Disciplinary Actions – Past 5 Years
- D. Law, Rule, or Policy Changes or Proposed/Implemented Changes in Last 5 Years to Eliminate Barriers to Entry
- E. Assessment of Public Interest
- F. Recommendations for Improvement, Modification, or Elimination of Requirements

The Bureau will be responsible for gathering and entering all of the data sections A, B and C of the template. The Bureau and each Board will jointly fill in section D regarding the Law, Rule or Policy Changes or Proposed/Implemented Changes in Last 5 Years to Eliminate Barriers to Entry. The Board Specialist and Administrative Support Manager will assist the designated Board member with writing sections E and F.

Ideas for the EO that come up between meetings cannot be shared among Board members outside of Board meetings, but may be forwarded to the Board Specialist or Administrative Support Manager for inclusion in the next meeting. The process will be completed in three meetings: 1) discussion, 2) review and approve a rough draft, and 3) review and approve a final draft. The final draft must be completed and approved by June 15, to meet the July 1, deadline for responding.

NEXT MEETING A conference call was scheduled for March 1, 2018 at 8:00 AM MST.

ADJOURNMENT

Ms. Redman made a motion to adjourn the meeting at 11:30 AM. It was seconded by Ms. V. Hall. Motion carried.

Barbara N Rawlings, Chair

Paula Wiens

Valerie J Hall

Clarence W Blea MD

Amy B Redman

Tana Cory, Bureau Chief